

# **FISCAL NOTE**

## **SB 1820 - HB 1720**

April 9, 2001

**SUMMARY OF BILL:** Creates a criminal offense for leaving a child unattended in a motor vehicle when such action results in the death of the child or the death of another due to an accident the child causes. The new offense is classified as follows:

- If the child dies and was six years or less - Class A felony
- If the child dies and was over six but less than 10 years of age - Class B felony
- If another person is killed and person found to have been reckless - Class D felony
- If another person is killed and person found to have been criminally negligent - Class E felony
- It is reckless endangerment to leave a child 10 years of age or younger unattended in a motor vehicle that results in placing a child or another in imminent danger - Class E felony.

### **ESTIMATED FISCAL IMPACT:**

#### **Increase State Expenditures - \$61,600/Incarceration\***

Assumes five additional convictions each year for reckless endangerment, a Class E felony which represents a 1% increase above the 484 convictions last year; one Class A felony, and one Class B felony conviction every five years.

*\*Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

### **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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